

BILL NO. R-90- 08-31

1 DECLARATORY RESOLUTION NO. R- 50-90

2 A DECLARATORY RESOLUTION
3 confirming the designation of an
4 "Economic Revitalization Area"
5 under I.C. 6-1.1-12.1 for property
commonly known as 3426 Wells
Street, Fort Wayne, Indiana 46808
(edy's Grand Ice Cream).

6 WHEREAS, Common Council has previously designated by
7 Declaratory Resolution the following described property as an
8 "Economic Revitalization Area" under Division 6, Article II,
9 Chapter 2 of the Municipal Code of the City of Fort Wayne,
10 Indiana, of 1974, as amended and I. C. 6-1.1-12.1., to wit:

11 The North 400.0 feet of Lot B in Romy's
12 Outlots in Sections 26 and 35 in Washington
13 Township, according to the plat recorded in
14 Plat Book 1 page 73 in the Recorder's Office
and subject to all easements and right-of-
ways of record.

15 said property more commonly known as 3426 Wells Street, Fort
16 Wayne, Indiana 46808.

17 WHEREAS, said project will create 40 additional
18 permanent jobs for a total additional annual payroll of
19 \$800,000, with the average new annual job salary being \$20,000;
20 and

21 WHEREAS, the total estimated project cost is
22 \$11,341,000; and

23 WHEREAS, recommendations have been received from the
24 Committee on Finance and the Department of Economic Development
25 concerning said Resolution;

26 WHEREAS, notice of the adoption and substance of said
27 Resolution has been published in accordance with I.C. 6-1.1-
28 12.1-2.5 and I. C. 5-3-1 and a public hearing has been
29 conducted on said Resolution;

30 WHEREAS, if said Resolution involves an area that has
31 already been designated an allocation area under I.C. 36-7-14-
32 39, The Fort Wayne Redevelopment Commission has adopted a
Resolution approving the designation.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL
OF THE CITY OF FORT WAYNE, INDIANA:

1 SECTION 1. That, the Resolution previously
2 designating the above described property an "Economic
3 Revitalization Area" is confirmed in all respects.

4 SECTION 2. That, the hereinabove described property
5 is hereby declared an "Economic Revitalization Area" pursuant to
6 I.C. 6.1.1-12.1, said designation to begin on the effective date
7 of this Resolution and continue for a one (1) year period. Said
8 designation shall terminate at the end of that one (1) year
period.

9 SECTION 3. That, said designation of the hereinabove
10 described property as an "Economic Revitalization Area" shall
11 apply to both a deduction of the assessed value of real estate
12 and personal property for new manufacturing equipment.

13 SECTION 4. That the estimate of the number of
14 individuals that will be employed or whose employment will be
15 retained and the estimate of the annual salaries of those
16 individuals and the estimate of the value of the redevelopment
17 or rehabilitation and the estimate of the value of the new
18 manufacturing equipment, all contained in Petitioner's Statement
19 of Benefits, are reasonable and are benefits that can be
20 reasonably expected to result from the proposed described
21 redevelopment or rehabilitation and from the installation of the
22 new manufacturing equipment.

23 SECTION 5. The current year approximate tax rates for
24 taxing units within the City would be:

25 (a) If the proposed development does not occur, the
26 approximate current year tax rates for this site
27 would be \$7.339565/\$100.

28 (b) If the proposed development does occur and no
29 deduction is granted, the approximate current
30 year tax rate for the site would be
31 \$7.339565/\$100 (the change would be negligible).

32 (c) If the proposed development occurs, and a
deduction percentage of fifty percent (50%) is
assumed, the approximate current year tax rate
for the site would be \$7.339565/\$100 (the change

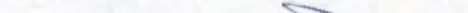
would be negligible).

- (d) If the proposed new manufacturing equipment is not installed, the approximate current year tax rates for this site would be \$7.339565/\$100.
- (e) If the proposed new manufacturing equipment is installed and no deduction is granted, the approximate current year tax rate for the site would be \$7.339565/\$100 (the change would be negligible).
- (f) If the proposed new manufacturing equipment is installed, and a deduction percentage of eighty percent (80%) is assumed, the approximate current year tax rate for the site would be \$7.339565/\$100 (the change would be negligible).

SECTION 6. Pursuant to I.C. 6-1.1-12.1, it is hereby
ed that the deduction from the assessed value of the
perty shall be for a period of 6 years, and that the
n from the assessed value of the new manufacturing
t shall be for a period of 5 years.

SECTION 7. The benefits described in the Petitioner's Statement of Benefits can be reasonably expected to result from the project and are sufficient to justify the applicable deduction.

SECTION 8. That this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.


John D. Henry
Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. Timothy McCaulay, City Attorney

Read the first time in full and on motion by Henry, seconded by Dulauer, and duly adopted, read the second time by title and referred to the Committee on Trees (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on September, the 28th 1990, day of September, 1990, at 7:00 o'clock P.M., E.S.T.

DATED: 8-28-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Henry, seconded by Bradbury, and duly adopted, placed on its passage. PASSED LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>7</u>			<u>2</u>
<u>BRADBURY</u>	<u>✓</u>			
<u>BURNS</u>	<u>✓</u>			
<u>EDMONDS</u>	<u>✓</u>			
<u>GiaQUINTA</u>				<u>✓</u>
<u>HENRY</u>	<u>✓</u>			
<u>LONG</u>	<u>✓</u>			
<u>REDD</u>	<u>✓</u>			
<u>SCHMIDT</u>	<u>✓</u>			
<u>TALARICO</u>				<u>✓</u>

DATED: 9-11-90.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. R-5040 on the 11th day of September, 1990.

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

Charles S. Reed SEAL
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of September, 1990 at the hour of 2:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 14th day of September, 1990, at the hour of 5:30 o'clock P.M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

Admin. Appr.

DIGEST SHEET

TITLE OF ORDINANCE Confirming Resolution

R-90-08-31

DEPARTMENT REQUESTING ORDINANCE Department of Economic Development

SYNOPSIS OF ORDINANCE An application for Confirming Resolution by Edy's Grand Ice

Cream with respect to real and personal property tax abatement. Edy's Grand Ice Cream
will add one additional ice cream manufacturing line, upgrade refri geration capacity, add
ice cream hardening capacity, add frozen warehouse space, upgrade offices and employee
welfare areas.

EFFECT OF PASSAGE Will allow for the creation of 40 new jobs.

EFFECT OF NON-PASSAGE

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS)

ASSIGNED TO COMMITTEE (PRESIDENT) Tom Henry



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

August 29, 1990

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of September 1, 1990, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. R-90-08-30 & R-90-08-31
Revitalization Area

Bill No. R-90-08-32 & R-90-08-33
Revitalization Area

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 2

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-90-08-30 AND R-90-08-31)

Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana, approved a Resolution on August 28, 1990, date designating property at 3426 Wells Street, Fort Wayne, Indiana
46808 (Edy's Grand Ice Cream)

an Economic Revitalization Area. A description of the affected area can be inspected in the County Assessor's Office.

Common Council will conduct a public hearing on whether the above described resolution should be confirmed, modified and confirmed or rescinded on Tuesday, September 11, 1990, at 7:00 P.M., date, time & place Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, IN

If confirmed, said designation shall continue for one (1) year after confirmation.

All interested persons are invited to attend and be heard at the public hearing.

Sandra E. Kennedy

Sandra E. Kennedy
City Clerk

R-90-08-31

BILL NO.

REPORT OF THE COMMITTEE ON FINANCE

THOMAS C. HENRY, CHAIRMAN
DONALD J. SCHMIDT, VICE CHAIRMAN
BRADBURY, BURNS, GIAQUINTA

WE, YOUR COMMITTEE ON FINANCE REFERRED AN (ORDINANCE) (RESOLUTION) confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 3426 Wells Street, Fort Wayne, Indiana 46808 (Edy's Grand Ice Cream)

HAVE HAD SAID ~~(ORDINANCE)~~ (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
~~(ORDINANCE)~~ (RESOLUTION)

DATED: 9-11-90

Sandra E. Kennedy
City Clerk

Fort Wayne Common Council
(Governmental Unit)

Allen County, Indiana

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN

Dr.

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

24 lines, 1 columns wide equals 24 equivalent lines
at .33 cents per line

\$ 7.92

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

2.00

TOTAL AMOUNT OF CLAIM

\$ 9.92

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Nicole Allred

Date: September 1, 1990

Title:

Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Allred who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for One time(s), the dates of publication being as follows:

9/1/90

*Nicole Allred*Subscribed and sworn to before me this 1st day of September, 1990.

Shelley R. Larue
Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL
SOLUTIONS NO. R-90-08-30 AND R-90-08-31
is hereby given that the Common Council of the
Fort Wayne, Indiana, approved a Resolution on
August 28, 1990, designating property at 3426 Wells
Street, Fort Wayne, Indiana 46808 (Edy's Grand Ice
Room), an Economic Revitalization Area. A description
of the affected area can be inspected in the County
Clerk's Office.
Common Council will conduct a public hearing on
the above described resolution should be
held, modified and confirmed or rescinded on
day, September 11, 1990, at 7:00 P.M., Common
Council Conference Room 128, City-County Building,
Main Street, Fort Wayne, IN. If confirmed, said
resolution shall continue for one (1) year after
confirmation.
Interested persons are invited to attend and be
heard at the public hearing.
Sandra E. Kennedy
City Clerk

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
 -- number of equivalent lines _____

Head -- number of lines _____

Body -- number of lines _____

Tail -- number of lines _____

Total number of lines in notice _____

COMPUTATION OF CHARGES

24 lines, 1 columns wide equals 24 equivalent lines
 at .33 cents per line \$ 7.92

Additional charge for notices containing rule or tabular work
 (50 percent of above amount) _____

Charge for extra proofs of publication (\$1.00 for each proof in excess of two) _____

TOTAL AMOUNT OF CLAIM \$ 9.92

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Nicole Allred

Date: September 1, 19 90

Title: _____

Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Nicole Allred who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time (s), the dates of publication being as follows:

9/1/90

Nicole Allred

Subscribed and sworn to before me this 1st day of September, 19 90.

Shelley R. Larue
 Notary Public Whitley County, IN
 SHELLEY R. LARUE

My commission expires: March 3, 1994

NOTICE OF PUBLIC HEARING FORT WAYNE COMMON COUNCIL (RESOLUTIONS NO. R-90-08-30 AND R-90-08-31) Notices are hereby given that the Common Council of the City of Fort Wayne, Indiana, approved a Resolution on August 28, 1990, designating property at 3426 Wells Street, Fort Wayne, Indiana 46808 (Eddy's Grand Ice Cream) an Economic Revitalization Area. A description of the affected area can be inspected in the County Assessor's Office.
whether the above described resolution should be confirmed, modified and confirmed or rescinded on Tuesday, September 11, 1990, at 7:00 P.M., Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, IN. If confirmed, said designation shall continue for one (1) year after confirmation.
All interested persons are invited to attend and be heard at the public hearing.
9-1
Sandra E. Kennedy City Clerk